

GOVERNMENT OF TELANGANA

ABSTRACT

(R&B) Dept. -Khammam District - Land Acquisition - L.A for formation of road from Burgampad-Eturunagaram road in the village limits of Duginepalli, Janampeta and Edulla Bayyaram villages - contempt case Nos. 305/2015, 594/2015 and 607/2015 - Administrative sanction for an amount of Rs.1,70,18,000/- - Accorded - Orders - Issued.

TRANSPORT, ROADS AND BUILDINGS (R.II) DEPARTMENT

G.O.RT.No. 22

Dated: 16-01-2016

Read :-

From the Engineer-in-Chief (R&B) State Roads & CRN, Hyderabad,
Lr.No.17883/EE(Roads)/DEE7/AEE2/2015, Dt:17-10-2015.

ORDER:

In the reference read above, the Engineer-in-Chief (R&B) S.R & CRN, Hyderabad has informed that the formation of road from Burgampad - Eturunagaram from Km 6/8 to 40/0 was taken up for execution by the Executive Engineer (R&B) Khammam during the year 1975. The land losers have filed W.P.No 18371/2005 seeking directions for payment of land compensation. The Hon'ble High court has issued interim order dated: 24.10.2005 in W.P.M.P.No. 23375/2005 in W.P.No. 18371 of 2005, stating that the possession of the lands has been paid so far. During a review meeting held on 16.11.2007 convened by the Joint Collector, Khammam this land acquisition case was reviewed and found that it is not appropriate to compensate the petitioners as the existing road was already formed long back in the year 1975 and also decided to file a review petition before the Hon'ble High Court for review of the orders passed in W.P.M.P.No. 23375/2005 in W.P.M.P.No. 18371/2005 as per the Orders passed by the Hon'ble Supreme Court of India in civil appeal No. 6066/1995 dt: 12.5.1995 (AIR 1995 Supreme Court 1991). As per decision taken in the review meeting. A proceeding was passed by the Executive Engineer/R&B/ Bhadrachalam.

2. He has further informed that, again the land losers have filed a W.P.M.P.No. 22503 of 2012 dt: 11.05.2012 against proceedings issued by the Executive Engineer/R&B/Division. Bhadrachalam on 08.05.2009. A counter was filed by the Executive Engineer/R&B/Bhadrachalam on 14.02.2013. The Hon'ble court has disposed the case on dt: 25.02.2013 directing the respondents to issue a fresh notification under section 4(i) of the act within a period or two (2) months from the date of receipt of this orders, complete the Land Acquisition proceedings and pass award by determining compensation to the petitioners taking the market value prevailing as on the date of issuance of the notification, within two months thereafter.

3. Further, the Special Deputy Collector, IPT & Railways, Khammam has requested to submit fresh requisition before the Collector, Khammam on dt: 27.03.2015 as per new Act. In response to the same, the Executive Engineer (R&B) Bhadrachalam has submitted the fresh requisition to the District Collector on dt: 01.04.2015. The Government has released an amount of Rs.85,00,000/- from the contingency budgetary provisions vide G.O.Rt.No.2129 Finance (BUDGET) Dept, dt: 14.06.2015.

Contd.....2.

4. He has also informed that the above amount was paid to the Special Deputy Collector (LA) IPT & Rlys, Khammam on 17.07.2015 and the same was confirmed by the Special Deputy Collector (LA) IPT & Rlys, Khammam vide acknowledgement dt: 20.07.2015. The Executive Engineer (R&B) Spl. Division, Kothagudem has submitted the fresh L.A requisition proposals as per new L.A act submitted to the Dist. Collector, Khammam on dt: 22.07.2015. Now, the Spl. Dy. Collector, IPT & Rlys, Khammam has informed that, the matter has been referred to the Sub-Register, Burghamphad for market value of the lands under Acquisition. The Sub-Register, Burghamphad in his report, the provisional requirement of funds to complete Land Acquisition Process under New Act is furnished as detailed below.

1.	Market value as furnished by the Sub-Register, Burghamphad	Rs. 1,20,000/- per acre
2. (a)	Total market value Rs. 1,20,000/- x Ac. 31.21 gts	Rs 37,83,000/-
(b)	Factor-2 2x37,83,000/-	Rs 75,66,000/-
	Total	Rs 1,13,49,000/-
(c)	Solitium 100%	Rs 1,13,749,000/-
	Total	Rs. 2,26,98,000/-
(d)	Publication Charges	Rs. 5,00,000/-
	Total	Rs. 2,31,98,000/-
(e)	Administrative cost 10%	Rs. 23,19,800/-
	Total Requirement	Rs. 27,55,17,800/-
	Amount Already deposited in the month of June-2015	(-) Rs. 85,00,000/-
	Net Requirement	Rs. 1,70,17,800/- (OR) Rs. 1,70,18,000/-

5. The Engineer-in-Chief (R&B), S.R & CRN, Hyderabad has requested the Govt. to accord sanction for the balance amount of Rs.1,70,18,000/- (under the head of account 5054 – COL on Roads and Bridges – 04 – District and other roads – MH 800 – Other Expenditure GH 11- Normal State Plan SH (07) – Major District Road – 530 – 532 Lands) so as to enable the Executive Engineer (R&B), Spl.Division, Kothagudem to deposit the balance amount with Special Deputy Collector, IPT & Railways, Khammam to avoid Contempt proceedings against the District Collector, Chief Engineer (R&B) and Executive Engineer (R&B) Spl. Division, Kothagudem.

6. In the circumstances explained above and after careful examination Government hereby accord administrative sanction for an amount of Rs.1,70,18,000/- (Rupees One Crore Seventy Lakhs and Eighteen Thousand Only) towards L.A for formation of road from Burgampad-Eturunagaram road in the village limits of Duginepalli, Janampeta and Edulla Bayyaram villages, to enable the Executive Engineer (R&B), Spl. Division, Kothagudem to deposit the balance amount with Special Deputy Collector, IPT & Railways, Khammam to avoid Contempt proceedings against the District Collector, Khammam, Chief Engineer (R&B) and Executive Engineer (R&B) Spl. Division, Kothagudem.

7. The amount sanctioned in Para (6) above shall be debited to the Head of Account "5054 COL on Roads & Bridges-04-District and Other Roads-MH 800 other expenditure -GH-11-Normal State Plan -SH (07) -MDR - 530 - 532 - Lands.

8. The Engineer-in-Chief (R&B) State Roads& CRN, Hyderabad shall take necessary action in the matter accordingly.

9. This order issues with the concurrence of Finance (EBS.X) Department vide their U.O.No.171/04/A1/EBS.X/16, Dt.13.01.2016.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

SUNIL SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT

To,

The Engineer-in-Chief(R&B)S.R,CRN&R.S.W, Hyderabad.

Copy to:

The Engineer-in-Chief(R&B)Admn&Q.C,Hyderabad

The Accountant General, Telangana, Hyderabad.

The Director of Works & Accounts, Telanagana, Hyderabad.

The Pay & Accounts Officer, Telangana, Hyderabad.

P.S to Principal Secretary to C.M.

P.S. to Minister (R&B).

P.S to Secretary to TR&B.

The Finance(EBS-X) Department.

Sf/Sc.

//FORWARDED BY ORDER//

SECTION OFFICER